

FOR THE SOUTHERN DISTRICT OF NEW YORK

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TAMIKO GARRIS-RIVERS,

Index No. 13-cv-9034(GBD)(RLE)

Plaintiff,

-against-

**NOTICE OF MOTION**

THE METROPOLITAN TRANSPORTATION  
AUTHORITY, THE METROPOLITAN  
TRANSPORTATION AUTHORITY POLICE  
DEPARTMENT, THE LONG ISLAND RAIL ROAD,  
MTAPD POLICE OFFICER ELOISE BRODERICK,  
MTAPD POLICE OFFICER GREG BUEHLER, MTAPD  
POLICE OFFICER CHRIS MCDERMOTT, MTAPD  
POLICE OFFICER JOUAN OLIVARES, MTAPD  
POLICE OFFICER ROBERT RAU, MTAPD POLICE  
OFFICER MATTHEW REILLY, MTAPD POLICE  
OFFICER MICHAEL HAGGERTY, MTAPD POLICE  
OFFICER SHEK, MTAPD POLICE OFFICER "JOHN  
DOE" ALSO KNOWN AS POLICE OFFICER "WILLETT",  
LIRR EMPLOYEE BENJAMIN GARDNER, and  
LIRR EMPLOYEE JOHN MANCINI,

Defendants.

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S I R S :

**PLEASE TAKE NOTICE** that, upon the Memorandum of Law, the Statement of Material Facts Pursuant to Local Civil Rule 56.1, the Declaration of Andrew K. Preston and all exhibits annexed thereto, the Defendants will move this Court for an order, pursuant to *Rule 56* of the *Federal Rules of Civil Procedure*, granting summary judgment in favor of the Defendants on the grounds that there are no genuine issues of material fact to be tried, and dismissing Plaintiff's complaint against the Defendants in its entirety, with prejudice, and for any such other and further relief as the Court deems just and proper.

